

**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

PRAMIL S.R.L. (ESAPHARMA),)	Cancellation No. 32,341
)	Registration No. 2,447,970
Petitioner,)	Mark: OMIC PLUS
)	
v.)	
)	
MICHEL FARAH,)	
)	
Registrant.)	

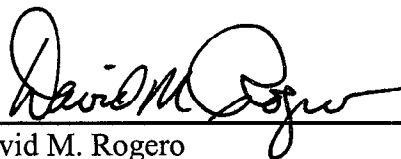
REGISTRANT'S NOTICE OF FILING TESTIMONY AND EXHIBITS

Registrant, Michel Farah, gives notice that the certified transcript of the testimony of Michel Farah, with signed errata sheet, and 18 exhibits introduced by Registrant have been forwarded to the U.S. Patent and Trademark Office this 27th day of April, 2005.

A copy of the transcript and copies of the exhibits were mailed to counsel for Petitioner, as required by 37 CFR § 2.125(b), on this 27th day of April, 2005, addressed as follows:

Donald L. Dennison
Dennison, Schultz, Dougherty
1727 King Street, Suite 105
Alexandria, VA 22314

April 27, 2005.



David M. Rogero
Fla. Bar No. 212172
David M. Rogero, P.A.
2600 Douglas Road, Suite 600
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Attorney for Registrant



04-27-2005

1 UNITED STATES PATENT AND TRADEMARK OFFICE
2 BEFORE THE TRADEMARKS TRIAL AND APPEAL BOARD

3 PRAMIL S.R.L. (ESAPHARMA),

4 Petitioner,

5 vs.

Cancellation No. 32,341
Registration No. 2,447,970
Mark: OMIC PLUS

6 MICHEL FARAH,

7 Registrant.
8 _____/

9 ORIGINAL

10
11 2600 Douglas Road
12 Suite 600
13 Coral Gables, Florida
14 Tuesday, March 29, 2005
15 10:00 a.m.

16
17
18 DEPOSITION OF MICHEL FARAH

19 Taken before IVETTE OVIEDO, Notary Public
20 For the State of Florida at Large, pursuant to Notice of
21 Taking Deposition Duces Tecum filed in the above cause.
22
23
24
25

APPEARANCES:

DAVID M. ROGERO, P.A.
BY: DAVID M. ROGERO, ESQ.
on behalf of the Registrant.

NON-ATTENDANCE
on behalf of the Petitioner.

I N D E X

<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
MICHEL FARAH				
(By Mr. Rogero)	3			

E X H I B I T S

<u>RESPONDENT'S</u>	<u>FOR I.D.</u>
1 through 18	3

1 (Whereupon, Respondent's Exhibit Nos. 1 through
2 18 were marked for identification.)

3 Thereupon:

4 MICHEL FARAH

5 was called as a witness and, having been first duly sworn,
6 was examined and testified on his oath as follows:

7 DIRECT EXAMINATION

8 BY MR. ROGERO:

9 Q Mr. Farah, we are here for the taking of your
10 testimony for the case pending before the Trademark Trial and
11 Appeal Board styled Pramil S.R.L., (Esapharma) versus Michel
12 Farah regarding your registration of the trademark Omic Plus.

13 Before I start the questioning, I want to
14 introduce Respondent's Exhibit 1, which is a copy of the
15 notice of the taking of this deposition. This notice was
16 served by fax and mail on the Petitioner's attorney, Donald
17 Dennison. I have not been contacted by Mr. Dennison regarding
18 his participation in the taking of this testimony. We
19 contacted Mr. Dennison's office yesterday and were informed
20 that Mr. Dennison was unavailable and no one in his office
21 expressed any interest in participating in the taking of this
22 testimony.

23 Mr. Farah, can you tell me how the mark Omic Plus
24 was originated?

25 A Yes. We had a family business in the United

1 Kingdom and in the late 80's, early 90's, we had clients from
2 Nigeria that would continuously ask us to make products for
3 them to market in Nigeria and after brainstorming with the
4 client, we came up with the name Omic, which stood for product
5 of Michel International Cosmetics which was our company at the
6 time.

7 Q And about when was that?

8 A I think in the late 80's.

9 Q Where were the first products bearing the mark
10 Omic or Omic Plus distributed?

11 A In Nigeria.

12 Q Through what company?

13 A Through I think it was Farco, U.K. Limited,
14 family business which stood for Farah and Co.

15 Q And Farco was located where?

16 A In London.

17 Q This is a business that your family owned and
18 controlled?

19 A Yes.

20 Q Let me direct your attention to Exhibit Number 2.
21 Can you tell us what that is?

22 A Yes. This is an example of the first Omic that
23 we made, that my family made.

24 Q Is that the packaging that was used back at that
25 time?

1 A Yes, it was.

2 Q Is that a packaging that was used in the late
3 1980's?

4 A No, I think this was used in November of 1990.
5 It's coded as such.

6 Q You're referring to some imprint made on the end
7 of the box?

8 A Yes, I am.

9 Q Let me direct your attention to the document,
10 two-page document marked as Respondent's Exhibit 3. Can you
11 tell me what that is?

12 A Yes. This is an invoice from Farco US Limited to
13 a company called Tri-Star International in Ohio covering ten
14 packs of Omic gel.

15 Q What's the date of this invoice?

16 A It's July 17th, 1990.

17 Q Does this reflect an actual shipment of Omic gel
18 products to Tri-Star in Ohio in 1990?

19 A Yes, it does.

20 Q And this is a shipment that was actually made?

21 A Yes. It was sent by DHL, it says here.

22 Q Let me show you the two-page document marked as
23 Respondents Exhibit Number 4. Can you please tell me what
24 that is?

25 A Yes. This is a sale to a company located in

1 Cerritos, California, the Natural Soap Company, and it's dated
2 November 14th, 1991.

3 Q Does this reflect a sale of Omic product?

4 A Yes, it covers Omic.

5 Q What kind of Omic product?

6 A It says gel, 30 packs.

7 Q And this invoice reflects an actual sale by Farco
8 to this company in California in 1991 of Omic product?

9 A Yes, it does.

10 Q And those Omic products were shipped to the
11 company in California?

12 A Yes. And it was paid to our employee at the time
13 called Alberto Saro. I can see that here.

14 Q In 1990 and '91, the time period relating to
15 these two invoices, Exhibits three and four, where was Omic
16 gel being manufactured?

17 A We made it in England as well as in Belgium at
18 the time, I think.

19 Q Let me direct your attention to the two-page
20 document marked as Respondent's Exhibit 5. Can you tell me
21 what that document is?

22 A Yes. This is another sale in 1993 to the Natural
23 Soap Company covering 40 packs of Omic gel.

24 Q That's an invoice reflecting this sale?

25 A Yes, it is.

1 Q This is a sale of products that were shipped in
2 1993?

3 A Yes, it is.

4 Q To California?

5 A To California.

6 Q Okay. Now, let me direct your attention to a
7 two-page document marked as Respondent's Exhibit 6. Can you
8 please tell us what that is?

9 A Yes. This is a sale in 1994 of Omic gel, again
10 to Tri-Star covering 25 packs of Omic gel.

11 Q Okay. So this Exhibit 6 is an invoice reflecting
12 this sale?

13 A Yes.

14 Q From Farco to?

15 A To Tri-Star International?

16 Q And it was shipped where?

17 A To Ohio.

18 Q Okay, thank you. I'm sorry, Exhibit 6 actually
19 consists of four pages. Would you look at the third and
20 fourth page of this exhibit?

21 A Yes.

22 Q What does that reflect? What is that?

23 A It's again a copy of the same invoice, I think.
24 This is legalized. This is not. That's the difference.

25 Q Some of these exhibits contain a seal and a

1 certification on the front. Do you know how this came to
2 happen?

3 A Yes. When we applied for registration, I think
4 we had to present notarized copies of our first sales.

5 Q Please take a look at the document, one-page
6 document marked Respondent's Exhibit Number 7. Can you tell
7 me what that is?

8 A This is an invoice covering various products
9 evidencing sales from another family business, Michel
10 International Pharmaceuticals Limited to Jockey Corporation,
11 which is one of the companies of -- which is the company of
12 the agent of Esapharma Pramil S.R.L. in the United States.

13 Q Whose company is Jockey Corporation?

14 A It belongs to Mr. Horowitz or his employees and
15 Mr. Horowitz is a partner, Jacob Aini, A-i-n-i. And to the
16 best of my knowledge, they're still partners in IBE -- ICE,
17 which is a company empowered by Esapharma to make its
18 opposition.

19 Q That Exhibit 7 that's an invoice of goods that
20 were sold by Michel International Pharmaceuticals to Jockey
21 Corporation?

22 A Yes.

23 Q And shipped to Jockey Corporation where?

24 A In Miami, here.

25 Q And that invoice, does it include any Omic

1 branded products?

2 A Yes, it includes 5280 packs of ten tubes of 30
3 grams.

4 Q And what was the date of that invoice?

5 A October of 1996.

6 Q And those goods were shipped to Jockey
7 Corporation of Miami about that date?

8 A Yes.

9 Q Okay. Please take a look, let me show you the
10 document marked as Respondent's Exhibit 8. Can you identify
11 that please?

12 A Yes.

13 Q What is it?

14 A That is an invoice to Jockey Corporation again.

15 Q Does that invoice represent the sale of any Omic
16 branded products to Jockey Corporation?

17 A Yes.

18 Q What specifically?

19 A Omic cream, 50 grams.

20 Q What's the date of that invoice?

21 A That's dated February 14th, 1997.

22 Q And were Omic branded products shipped by Michel
23 International Pharmaceuticals to Jockey Corporation in Miami
24 on or about that date?

25 A Yes. Even the container details are on there,

1 the vessel details.

2 Q Okay. Let me show you the document that's been
3 marked as three pages marked as Respondent's Exhibit number
4 9. Can you tell me what that is?

5 A Yes. Those are photocopies of our current Omic
6 products.

7 Q Which products are they?

8 A There's Omic gel, 30 grams, Omic cream, so there
9 appears to be two samples of Omic gel and one sample of Omic
10 soap.

11 Q You say those are photocopies of packaging that
12 you currently use, is this correct?

13 A That's correct.

14 Q Can you tell me how long this particular
15 packaging has been in use?

16 A Since 1992 or '93.

17 Q It replaced the packaging that we saw as Exhibit
18 Number 2?

19 A Yes.

20 Q Although this is not in color, can you tell me
21 what colors this packaging is in?

22 A It's red and yellow.

23 Q Which parts are yellow?

24 A The center of the box is yellow.

25 Q Which appears to be kind of shaded in those

1 photocopies?

2 A Yes.

3 Q And what parts are in red?

4 A The plus, the word plus is reversed, white
5 reversed out of a red block and shows the word E, some of the
6 Michel logo and generally the writing is in red.

7 Q All of the text, all of the lettering is in red?

8 A Generally, yes. It bears also a silver hologram,
9 which is in silver.

10 Q Where is the Omic Plus gel product manufactured
11 now?

12 A In Lebanon, in the duty free zone in Beirut.

13 Q And what about the Omic Plus soap product, where
14 is that manufactured now?

15 A Some of it is made in England. Some of it is
16 also made in Lebanon.

17 Q Now, the invoices that we've seen thus far
18 running from 1990 through 1997 originated either with Farco
19 UK Limited or Michel International Pharmaceuticals Limited.
20 Now, you described those as both being family-owned and
21 controlled companies, is that correct?

22 A That's correct.

23 Q Did there come a time when the sale of Omic Plus
24 branded products was shifted to another family company?

25 A Yes. After my father passed away in 1996, we

1 created a new entity in Switzerland with some of my father's
2 associates of 20 years or 25 called Michel Cosmetics, SRL in
3 Geneva.

4 Q Okay. Let me show you a document that's been
5 marked as Respondent's Exhibit Number 10 and ask if you can
6 please identify that?

7 A Yes.

8 Q And what is it?

9 A This is an invoice from Michel Cosmetics, Inc. in
10 the United States to Continental Cosmetics in West Avenue.

11 Q Where is Continental located?

12 A It was located at my old apartment.

13 Q In what city?

14 A In Miami.

15 Q And what does that invoice represent?

16 A It represents sales of imported Omic gel to the
17 United States.

18 Q What is Michel Cosmetics, Inc.?

19 A It used to be a Florida Corporation located in
20 the state of Florida.

21 Q Was this a corporation that you owned or
22 controlled?

23 A Yes. It represented exclusively Michel SRL of
24 Geneva here in the United States, so all imports from product
25 produced in Switzerland would come through this company and

1 would be redistributed to clients and although Continental
2 Cosmetics, Inc. is located at my apartment. It was a
3 partnership between Mr. Horowitz, Mr. Glasser and myself and
4 they ask that I handle the accounts. That's why they were
5 located at my apartment.

6 Q Does this invoice reflect the actual shipment of
7 Omic Plus branded products?

8 A Yes. Of an importation, which was distributed by
9 IBE at the time.

10 Q And where did those goods come from that are
11 reflected on this invoice?

12 A From Switzerland.

13 Q Where were they manufactured?

14 A In Switzerland.

15 Q By Michel Cosmetics, SRL?

16 A Yes.

17 Q Let me show you a document marked as Respondent's
18 Exhibit 11. Please tell us what that is?

19 A This is a sale from Michel Cosmetics, Inc. which
20 is a repeat of the previous company and supplied to here with
21 offices in Miami, but for ultimate shipment to Haiti.

22 Q Were those goods that were imported into the US?

23 A Yes.

24 Q And do they include any Omic Plus branded
25 products?

1 A Yes.

2 Q Which ones specifically?

3 A It included special packaging made for Haiti by
4 72's instead of the usual 144 tubes in a case, and it's Omic
5 cream, 50 grams.

6 Q Let me show you the document marked as
7 Respondent's Exhibit 12. Please tell us what that is?

8 A This is an invoice from Michel Cosmetics, SRL to
9 Michel Cosmetics, Inc. again covering shipments of various
10 products including Omic cream.

11 Q Does this invoice reflect actual sales and
12 shipments of Omic Plus branded goods?

13 A Yes, it does.

14 Q From Michel Cosmetics in Switzerland to?

15 A Michel Cosmetics, Inc. here.

16 Q In Miami?

17 A In Miami.

18 Q What happened to the -- what happened to the
19 products that were shipped pursuant to that invoice? What did
20 Michel Cosmetics, Inc. do with them?

21 A It sold them to Gapardis, G-a-p-a-r-d-i-s, Health
22 and Beauty, Inc. who in 2001 were distributing all of Michel's
23 products.

24 Q Distributing them where?

25 A In the United States, the Caribbean and Canada.

1 Q Okay. Let me show you the three-page document
2 marked as Respondent's Exhibit 13. Please tell us what those
3 documents are?

4 A Yes. These cover sales of Omic gel again to
5 Michel Cosmetics, Inc. located in the United States, same
6 thing as the previous invoice.

7 Q They include -- I'm sorry. Where were those
8 goods shipped from?

9 A From Switzerland.

10 Q If you look at the remainder of the exhibit, the
11 second and third pages?

12 A Yes. This is a bill of lading showing freight
13 from Beirut to -- from Beirut duty-free zone to Miami,
14 Florida.

15 Q Does that give you an indication of where those
16 goods were manufactured?

17 A Yes. They were manufactured in Switzerland
18 because the invoices say and at the time we had a warehouse in
19 -- we didn't manufacture anything in the duty-free zone. We
20 just had a warehouse for storing and distributing in the world
21 from Beirut duty-free zone because it was very economical.
22 There were incentives offered and the geographical location
23 made sense to keep inventory there in order to satisfy middle
24 east and West Africa and Africa demand for these products.

25 Q So Exhibit 13 then reflects the sale of products

1 including Omic Plus branded products by the Swiss company,
2 Michel Cosmetics to the American company, Michel Cosmetics,
3 Inc. that were shipped from the duty-free zone in Lebanon to
4 the Port in Miami?

5 A Absolutely.

6 Q And what happened to those goods?

7 A They were distributed in the United States.

8 Q Please look at the two-page document marked as
9 Respondent's Exhibit 14. Can you tell me what that is?

10 A Yes. This is an invoice from Michel
11 International Cosmetics in the UK to Gapardis Health and
12 Beauty, Inc. evidencing shipment of various products.

13 Q Does that shipment include any Omic Plus branded
14 products?

15 A Yes. As part of line two and line three of this
16 invoice, yes.

17 Q Of what products did it include?

18 A According to the attached packing list, it
19 included Blue Omic soap, 456 cases.

20 Q And this Exhibit 14 then reflects a sale from
21 Michel International Cosmetics in England to Gapardis in
22 Miami?

23 A Correct.

24 Q In June 2002?

25 A Correct.

1 Q And those goods were shipped to Gapardis in
2 Miami?

3 A Yes.

4 Q And what was done with them?

5 A They were distributed by Gapardis in Miami.

6 Q Please look at the two-page document marked as
7 Respondent's Exhibit 15 and tell us, if you can, what this is?

8 A Again, this is April invoice from Michel
9 International Cosmetics in England, evidencing shipment of
10 various cream and soap products to Gapardis Health and Beauty,
11 Inc. in Miami. That attached packing list tells me that there
12 was 456 cases again of blue Omic soap. These two products
13 look to be a duplicate of each other with different dates.

14 Q It's the same shipment?

15 A It looks as though, yes, it's identical. It's
16 just the date that changes. I think it's the same shipment.
17 Yes, it's the same invoice number, so it's got to be the same
18 shipment.

19 Q So 14 and 15 simply reflect the same shipment?

20 A Yes.

21 Q Please look at the document marked as
22 Respondent's Exhibit 16 consisting of three pages. Can you
23 tell us what that is?

24 A Yes. Those are sales of various cosmetic
25 products from the year 2002 from Michel International

1 Cosmetics to Continental Toiletry Manufacturing, Inc.

2 Q Does this shipment include any Omic Plus branded
3 products?

4 A Yes, it does.

5 Q What products?

6 A Omic soap, line one, and Omic cream, line four of
7 the invoice.

8 Q When was the date of this sale?

9 A This was it looks like 4th of November, 2002.

10 Q And were those products shipped to the United
11 States?

12 A Yes, they were, and I think that, in fact, the
13 date of this sale was April 11th, 2002, and, yeah, it's just
14 on the invoice it's dated American style and on the packing
15 list it's dated European style.

16 Q Please look at the document marked as
17 Respondent's Exhibit 17 consisting of three pages and tell us
18 what that is?

19 A Yes. Those are -- this is an invoice from Michel
20 Cosmetics, SRL in Geneva evidencing shipment of various
21 cosmetic products including Omic soap, sale made through
22 Michel Group in the U.S.A. to a company called Cosmetica based
23 also in New York City.

24 Q And what was the date of the shipment
25 approximately?

1 A Looks like May of 2003.

2 Q Mr. Farah, many of those invoices refer simply
3 to Omic soap or Omic gel. Were the products that are
4 identified in those invoices, did they all bear the Omic Plus
5 mark?

6 A Yes, they all bear the Omic Plus mark.

7 Q And why are they referred to in the invoice
8 simply as Omic and not as Omic Plus?

9 A Because we only have one Omic product and it is
10 called Omic Plus and because of the computer not being able, I
11 think, to take so many digits in the code, we just limited it
12 to Omic.

13 Q Shortened it?

14 A Shortened it.

15 Q Mr. Farah, were all of these sales and shipments
16 into the US for distribution done with your permission?

17 A Yes.

18 Q And they were all accomplished, all of those
19 companies that shipped those product according to those
20 invoices, Farco, Michel International Pharmaceuticals, Michel
21 Cosmetics, Inc., Michel Cosmetics, SRL, Michel International
22 Cosmetics, all of these are companies that you either have an
23 ownership interest in or control through yourself or your
24 family, is that correct?

25 A Correct.

1 Q Is it fair to say based upon your receive of
2 those invoices that you have been distributing products
3 bearing the Omic Plus mark in the United States since as early
4 as 1990?

5 A Yes, it is.

6 Q And you have continuously distributed such
7 products in the United States since that time?

8 A We have.

9 Q And do you continue to import and distribute
10 products bearing the Omic Plus mark today?

11 A We do.

12 Q And what products would those be today?

13 A There's a lotion 500 ml. There's a serum 30 cc,
14 beauty serum, there's a gel, 30 grams, a cream 50 grams,
15 packed in tubes, aluminum tubes, and there are about three
16 soaps, four soaps bearing this mark.

17 Q Mr. Farah, are you aware of any attempts to
18 counterfeit your Omic Plus products?

19 A We have continuous problems with counterfeit
20 products.

21 Q Let me show you a document that's a two-page
22 document marked as Respondent's Exhibit 18. Will you take a
23 look at that and if you can tell us what that is?

24 A Yes. This is a version of Omic Plus manufactured
25 by Pramil in Italy or Esapharma. I don't know how they trade

1 under and illegally import to the United States and distribute
2 through the United States.

3 Q Now, is that packaging, does that appear to
4 duplicate the packaging that you use for your Omic Plus
5 product?

6 A Yes, it is a duplicate of our design.

7 Q Including the coloring of the packaging?

8 A Including the coloring and the code and the logo
9 of the Nigerian distributors, DPCL Plus.

10 Q Is this a packaging of a counterfeit product?

11 A Yes. It's counterfeit product. It's
12 corticosteroid. The FDA is looking for these products in the
13 United States.

14 Q Why is that?

15 A Because they're pharmacy only products. They
16 need to get an NDC number to be authorized by the FDA for
17 importation and sale through here and, you know, I have
18 suffered a lot because of this because they think that I'm,
19 you know, the owner of the mark and should be responsible for
20 stopping those importations.

21 Q Now, that packaging in Exhibit 18, it reflects
22 some ingredients of the product, does it not?

23 A Yes, it does.

24 Q And can you read the ingredients.

25 A Yes. It's Fluocinonide .025 grams with

1 excipient.

2 Q Is that ingredient the corticosteroid that you
3 referred to?

4 A Yes, it is.

5 Q And it requires a prescription in order to be
6 purchased in the United States?

7 A It does.

8 Q And are those goods being distributed over the
9 counter?

10 A Yes. They're illicitly being sold bouncing off
11 our cosmetic products in beauty supply stores here. This is a
12 photocopy of a product purchased by our private investigator
13 retrieved from our business records showing this.

14 Q Now, Mr. Farah, does the product that you market
15 and distribute in the United States, the products that you
16 distribute and market in the United States under the mark Omic
17 Plus, do any of those products contain corticosteroids?

18 A No, sir, they don't. All our products are
19 approved for sale by the federal drug agency. We have labeler
20 codes. We have spent an obscene sum of money to comply with
21 the packaging and the contents and all of them are according
22 to US regulations. In fact, for Omic we have a labeler code
23 and our company is registered with the FDA, so the first part
24 of the code reflects the company, Michel International
25 Cosmetics and the next part reflects the products and we have

1 all those registrations.

2 MR. ROGERO: I have no further questions. Read
3 please.

4 (Whereupon, the deposition was concluded.)
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ACKNOWLEDGMENT

- - - - -

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

I, MICHEL FARAH, hereby certify that I have read the foregoing transcript of my deposition and that the statements contained therein, together with any additions or corrections made on the attached Errata Sheet, are true and correct.

Dated this _____ day of _____, 2005.

The foregoing certificate was subscribed to before me this _____ day of _____, 2005 by _____ as identification and who did not take an additional oath.

Notary Public-State of _____

CERTIFICATE OF OATH

STATE OF FLORIDA :
COUNTY OF MIAMI-DADE :

I, the undersigned authority, certify that MICHEL FARAH
personally appeared before me and was duly sworn.

WITNESS my hand and official seal this 8th day of
April, 2005.



Ivette Oviedo, Court Reporter



IVETTE OVIEDO
MY COMMISSION # DD 186019
EXPIRES: March 7, 2007
Bonded Thru Budget Notary Services

TAYLOR REESE and Associates
(305) 444-7331

CERTIFICATE

STATE OF FLORIDA :
: SS.
COUNTY OF MIAMI-DADE :

I, IVETTE OVIEDO, Shorthand Reporter, certify that I was authorized to and did stenographically report the deposition of MICHEL FARAH, in the above entitled cause; that a review of the transcript was requested; and that the transcript is a true and complete record of my stenographic notes.

I further certify that I am not a relative, employee, attorney or counsel of any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

Dated at Coral Gables, Dade County, Florida, this 8th day of April, 2005.



Ivette Oviedo, Court Reporter

1 TAYLOR REESE and ASSOCIATES
2 Court Reporters
299 Alhambra Circle, Suite 223
3 Coral Gables, Florida 33134

4 April 8, 2005

5 Michel Farah
6 C/O David M. Rogero, Esq.
2600 Douglas Road
Suite 600
7 Coral Gables, Florida 33134

8 RE: PRAMIL S.R.L.
vs.
MICHEL FARAH

9 DEPOSITION OF: MICHEL FARAH

10 Dear Mr. Farah:

11 Your deposition which was taken in the above-styled
12 cause on March 29, 2005 and is ready for reading and signing.

13 Please contact our office at (305) 444-7331 for an
14 appointment within 30 days of the date of this letter, or you
may send us a letter indicating the changes you want made to
your deposition within the same time period.

15 The original transcript has been delivered to Mr.
16 Rogero. If you wish to make any corrections or additions to
your transcript, please contact my office so arrangements can
be made to have a copy available at our office for your
reading convenience.

17 If you have any questions or if I can be of any further
18 assistance, please do not hesitate to contact me.

19 Please telephone our offices at 444-7331 in order to
make an appointment for doing same.

20 The deposition transcript will be filed with or without
signature on or after May 9, 2005 or at time of trial.

21 Sincerely Yours,

22 Ivette Oviedo
23 Court Reporter

24 cc. All parties

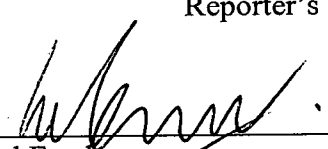
25

TAYLOR REESE and Associates
(305) 444-7331

ERRATA SHEET

CORRECTIONS TO THE TESTIMONY OF MICHEL FARAH, March 29, 2005

<u>PAGE-LINE</u>	<u>READS</u>	<u>SHOULD READ</u>	<u>REASON FOR CHANGE</u>
Page 4, line 5	Michel	Mitchell	Reporter's error
Page 5, line 12	Farco US Limited	FARCO UK Limited	Reporter's error
Page 8, line 9	Michel	Mitchell	Reporter's error
Page 8, line 15	Mr. Horowitz is a partner, Jacob Aini	Mr. Horowitz is a partner of Jacob Aini	Reporter's error
Page 8, line 20	Michel	Mitchell	Reporter's error
Page 11, lines 6 and 19	Michel	Mitchell	Reporter's error
Page 12, lines 2, 9, 18 and 23	Michel	Mitchell	Reporter's error
Page 13, lines 15 and 19	Michel	Mitchell	Reporter's error
Page 14, lines 8, 9, 14, 15 and 20	Michel	Mitchell	Reporter's error
Page 15, line 5	Michel	Mitchell	Reporter's error
Page 16, lines 2 (twice), 10 and 21	Michel	Mitchell	Reporter's error
Page 17, lines 8 and 25	Michel	Mitchell	Reporter's error
Page 18, line 19	Michel	Mitchell	Reporter's error
Page 19, lines 20 (twice) and 21 (twice)	Michel	Mitchell	Reporter's error
Page 22, line 24	Michel	Mitchell	Reporter's error


Michel Farah

Sworn to and subscribed before me this 22 day of April, 2005.


Notary Public



Stephen J Kolski
My Commission DD123781
Expires August 09, 2008

**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

PRAMIL S.R.L. (ESAPHARMA),)	Cancellation No. 32,341
)	Registration No. 2,447,970
Petitioner,)	Mark: OMIC PLUS
)	
v.)	
)	
MICHEL FARAH,)	
)	
Registrant.)	

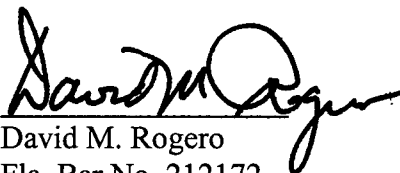
REGISTRANT'S NOTICE OF TAKING TESTIMONY DEPOSITION

Please take notice that the attorney for the Registrant, Michel Farah, will take the trial testimony deposition of Michel Farah pursuant to 37 C.F.R. §2.123 and Rule 30 of the Federal Rules of Civil Procedure.

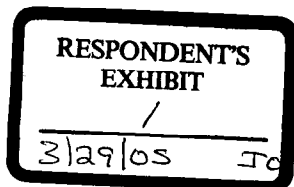
The deposition will commence at 10:00 a.m. on Tuesday, March 29, 2005 and will continue from day to day until complete. The deposition will be taken at the offices of David M. Rogero, P.A., 2600 Douglas Road, Suite 600, Coral Gables, Florida 33134 before a qualified notary or other officer.

You are invited to attend and cross-examine the witness.

March 18, 2005.



David M. Rogero
Fla. Bar No. 212172
David M. Rogero, P.A.
2600 Douglas Road, Suite 600
Coral Gables, FL 33134
Telephone: (305) 441-0200
Fax: (305) 460-4099



CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice was sent by fax and first class mail with proper postage affixed, the 18th day of March, 2005, to the following counsel for petitioner:

Donald L. Dennison
Dennison, Schultz, Dougherty
1727 King Street, Suite 105
Alexandria, VA 22314



RESPONDENT'S
EXHIBIT

2

3/29/05 10



Omic
MAXIMUM
STRENGTH
SAFETY GUARANTEED

Omic

Omic
ACTION
ACCRUE
GARANTI SANS RISQUE

Omic

GEL
HYDROCLEAR
0.075%

Comp.: Hydroclear 75mg par 100g gel hydrosoluble.
USAGE EXTERNE
A CONSERVER A UNE TEMPERATURE NE PAS DEPASSANT 25°C
TENIR HORS DE PORTEE DES ENFANTS
TESTEE DERMATOLOGIQUEMENT
Mitchell International Cosmetics Ltd. FABRIQUE EN ANGLETERRE

GEL
HYDROCLEAR
0.075%

Comp.: Hydroclear 75mg per 100g watersoluble gel.
EXTERNAL USE
STORE AT TEMPERATURE 25°C
KEEP OUT OF REACH OF CHILDREN
DERMATOLOGICALLY TESTED
Mitchell International Cosmetics Ltd. MADE IN ENGLAND

Omic
0.075% GEL
30g

PLUS

PLUS

Omic 0.075%
GEL 30g
BATCH:
MEG. DT:
EXP. DT:



FARCO (U.K.) LIMITED

INCORPORATED IN ENGLAND

REGISTERED NO 109 2819

UNIT 7, KINGSTON HOUSE ESTATE, PORTSMOUTH ROAD THAMES DITTON, SURREY KT6 5QG

Tel: 01-398 8833 Dialling codes now Telex: 27907 FARCO G

Fax: 01-398 3710

NATIONAL - 081

INTERNATIONAL - 44.81

INVOICE

INVOICE TO: Tristar International, 239 West Avenue, Tallmadge, Ohio, 44278, USA	OUR ORDER No.: Verbal	INVOICE No.: 90/0705	DATE: 17/07.90
	YOUR ORDER No.:	SHIPMENT PER: DHL	
	TERMS OF SALE:	FROM: U.K.	
DELIVERY TO (IF DIFFERENT):	TERMS OF PAYMENT: As agreed, please pay direct to Mr. M.W. Farah	TO:	
		COUNTRY: USA	
		DATE DESPATCHED: 17th. July, 1990	

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL AMOUNT
	<u>GOODS SENT BY DHL COURIER</u>		
10	Packs of Omic Gel (10 x 30gm)	3 05	30 50
	DHL Charge		15 00
			£ 45 50
AIRWAY BILL REF: 2568466245			
I hereby certify this to be a true and accurate copy of the original			
Signed..... Roger P. MacLavery Notary Public & Solicitor MacLavery Cooper Atkins 25 Union Street Kingston upon Thames Surrey KT1 1RP ENGLAND U.K. 02-05-2002.			

SHIPPING MARKS

CASE OR BALE Nos., WEIGHTS & MEASUREMENTS

RESPONDENT'S
EXHIBIT

3

3/29/05

TO

WE HEREBY CERTIFY THE ABOVE DETAILS
TO BE TRUE AND CORRECT AND THAT THE
GOODS ARE OF ORIGIN.

FARCO (U.K.) LTD.
FARCO (UK) LTD.

APOSTILLE

(Hague Convention of 5 October 1961 / Convention de La Haye du 5 octobre 1961)

1. Country: United Kingdom of Great Britain and Northern Ireland
Pays: Royaume-Uni de Grande-Bretagne et d'Irlande du Nord

This public document / Le présent acte public

2. Has been signed by **Roger P MacLavery**
a été signé par
3. Acting in the capacity of **Notary Public**
agissant en qualité de
4. Bears the seal/stamp of **The Said Notary Public**
est revêtu du sceau/timbre de

Certified/Attesté

5. at London/à Londres
6. the/le **03 May 2002**
7. by Her Majesty's Principal Secretary of State for Foreign and Commonwealth Affairs /
par le Secrétaire d'Etat Principal de Sa Majesté aux Affaires Etrangères et du Commonwealth.

8. Number/sous No **H021699**

9. Stamp:
timbre:



10. Signature: **B. Clark**



FARCO (U.K.) LIMITED

INCORPORATED IN ENGLAND

REGISTERED NO 109 2819

UNIT 7, KINGSTON HOUSE ESTATE, PORTSMOUTH ROAD THAMES DITTON, SURREY KT6 5QG

Tel: 01-398 8833

Dialling codes now

Telex: 27907 FARCO G

Fax: 01-398 3710

NATIONAL - 081

INTERNATIONAL - 44.81

INVOICE

INVOICE TO: Natural Soap Company 12906 Andy Drive, Cerritos, California, (90701) U. S. A	OUR ORDER No.: Verbal	INVOICE No.: 91/1102	DATE: 14.11.91
	YOUR ORDER No.:	SHIPMENT PER: DHL	
	TERMS OF SALE:	FROM Thames Ditton	
DELIVERY TO (IF DIFFERENT):	TERMS OF PAYMENT: Cash to Mr. Alberto Saro	TO:	
		COUNTRY: California USA	
		DATE DESPATCHED: 14.11.91	

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL AMOUNT	
			£	p
30	Packs of 10 x 30 gm Omic Gel sent by DHL Courier	3 05	91	50
			25	00
	Total		£ 116	50

DHL Airway Bill 3168575934

I hereby certify this to be a true
and accurate copy of the original

Signed.....

Roger P. MacLavery
Notary Public & Solicitor
02-05-2002

MacLavery Cooper Atkins

25 Union Street
Kingston upon Thames
Surrey KT1 1RP

SHIPPING MARKS

CASE OR BALE Nos., WEIGHTS & MEASUREMENTS

RESPONDENT'S
EXHIBIT

4

3129/05 To

WE HEREBY CERTIFY THE ABOVE DETAILS
TO BE TRUE AND CORRECT AND THAT THE
GOODS ARE OF ORIGIN.

FARCO (U.K.) LTD.

APOSTILLE

(Hague Convention of 5 October 1961 / Convention de La Haye du 5 octobre 1961)

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Certified/Attesté

5. at London/à Londres
6. the/le **03 May 2002**
7. by Her Majesty's Principal Secretary of State for Foreign and Commonwealth Affairs /
par le Secrétaire d'Etat Principal de Sa Majesté aux Affaires Etrangères et du Commonwealth.
8. Number/sous No **H021698**

9. Stamp:
timbre:

10. Signature: **B. Clark**



B. Clark

For the Secretary of State / Pour le Secrétaire d'Etat



FARCO (U.K.) LIMITED

INCORPORATED IN ENGLAND
UNIT 7, KINGSTON HOUSE ESTATE, PORTSMOUTH ROAD THAMES DITTON, SURREY KT6 5QG
Tel: 0398 8833 Dialling codes now 081 Telex: 27907 FARCO G Fax: 0398 3710
NATIONAL -
INTERNATIONAL - 44.81

INVOICE

INVOICE TO: Natural Soap Company 12906 Andy Drive, Cerritos, California 90701, U.S.A	OUR ORDER No.: Verbal	INVOICE No.: 93/05/06	DATE: 17.05.93
	YOUR ORDER No.:	SHIPMENT PER: Courier	
	TERMS OF SALE:	FROM: Thames Ditton, SY.	
DELIVERY TO (IF DIFFERENT):	TERMS OF PAYMENT: Cash to Mr. A. Saro	TO:	
		COUNTRY: USA	
		DATE DESPATCHED: 17.05.93	

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL AMOUNT
40	Packs of Omic Gel (10 x 30gm) Sent by Courier at your cost	4 00	160 00
			45 00
			£ 205 00

100064

I hereby certify this to be a true and accurate copy of the original

Signed.....
Roger P. MacLavery
Notary Public & Solicitor
02-05-2002

MacLavery Cooper Atkins
25 Union Street
Kingston upon Thames
Surrey KT1 1RP
ENGLAND U.K.

SHIPPING MARKS	CASE OR BALE Nos., WEIGHTS & MEASUREMENTS	WE HEREBY CERTIFY THE ABOVE DETAILS TO BE TRUE AND CORRECT AND THAT THE GOODS ARE OF FARCO (U.K.) LTD. ORIGIN.
	RESPONDENT'S EXHIBIT 5 3/27/05 To	

APOSTILLE

(Hague Convention of 5 October 1961 / Convention de La Haye du 5 octobre 1961)

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Pays: Royaume-Uni de Grande-Bretagne et d'Irlande du Nord

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Certified/Attesté

5. at London/à Londres
6. the/le **03 May 2002**
7. by Her Majesty's Principal Secretary of State for Foreign and Commonwealth Affairs /
par le Secrétaire d'Etat Principal de Sa Majesté aux Affaires Etrangères et du Commonwealth.

8. Number/sous No **H021697**

9. Stamp:
timbre:

10. Signature: **B. Clark**



B. Clark

For the Secretary of State / Pour le Secrétaire d'Etat



FARCO (U.K.) LIMITED

INCORPORATED IN ENGLAND

REGISTERED NO 109 2819

UNIT 7, KINGSTON HOUSE ESTATE, PORTSMOUTH ROAD THAMES DITTON, SURREY KT6 5QG

Tel: 01-398 8833 Dialling codes now 081 Telex: 27907 FARCO G

Fax: 01-398 3710

NATIONAL -
INTERNATIONAL - 44.81

INVOICE

INVOICE TO: Tristar International 239 West Avenue, Tallmadge, Ohio, 44278, U.S.A	OUR ORDER No.: Verbal	INVOICE No.: 94/04/01	DATE: 04.04.94
	YOUR ORDER No.:	SHIPMENT PER: DHL	
	TERMS OF SALE:	FROM: Thames Ditton.	
DELIVERY TO (IF DIFFERENT):	TERMS OF PAYMENT: Please pay Cash to Mr. Maurice Farah	TO: Ohio	
		COUNTRY: USA	
		DATE DESPATCHED: 04.04.94	

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL AMOUNT
25	10 x 30gm Packs of Omic Gel	4 15	103 75
	DHL Courier Airway Bill 3309065478		35 00
			£ 138 75

E
111037

I hereby certify this to be a true
and accurate copy of the original

Signed.....
Roger P. MacLavery
Notary Public & Solicitor
02-05-2002

MacLavery Cooper Atkins
25 Union Street
Kingston upon Thames
Surrey KT1 1RP
ENGLAND U.K.



SHIPPING MARKS	CASE OR BALE Nos., WEIGHTS & MEASUREMENTS	WE HEREBY CERTIFY THE ABOVE DETAILS TO BE TRUE AND CORRECT AND THAT THE GOODS ARE OF FARCO (U.K.) LTD. ORIGIN.
	<div>RESPONDENT'S EXHIBIT 6 3/29/05 Jo</div>	

APOSTILLE

(Hague Convention of 5 October 1961 / Convention de La Haye du 5 octobre 1961)

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Certified/Attesté

5. at London/à Londres
6. the/le **03 May 2002**
7. by Her Majesty's Principal Secretary of State for Foreign and Commonwealth Affairs /
par le Secrétaire d'Etat Principal de Sa Majesté aux Affaires Etrangères et du Commonwealth.
8. Number/sous No **H021696**
9. Stamp:
timbre:
10. Signature: **B. Clark**



B. Clark

For the Secretary of State / Pour le Secrétaire d'Etat

REGISTERED OFFICE ACRE HOUSE, 11-15 WILLIAM ROAD, LONDON NW1 3ER

VAT REG No 318 5018 00



FARCO (U.K.) LIMITED

INCORPORATED IN ENGLAND

REGISTERED NO 109 2819

UNIT 7, KINGSTON HOUSE ESTATE, PORTSMOUTH ROAD THAMES DITTON, SURREY KT6 5QG

Tel: 00-398 8833 Dialling codes now 081 27807 FARCO G

Fax: 00-398 3710

NATIONAL -

INTERNATIONAL - 44.81

INVOICE

INVOICE TO: Tristar International 239 West Avenue, Tallmadge, Ohio, 44278, U.S.A	OUR ORDER No.: Verbal	INVOICE No.: 94/04/01	DATE: 04.04.94
	YOUR ORDER No.:	SHIPMENT PER: DHL	
	TERMS OF SALE:	FROM: Thames Ditton.	
DELIVERY TO (IF DIFFERENT):	TERMS OF PAYMENT: Please pay Cash to Mr. Maurice Farah	TO: Ohio	
		COUNTRY: USA	
		DATE DESPATCHED: 04.04.94	

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL AMOUNT
25	10 x 30gm Packs of Omic Gel	4 15	103 75
	DHL Courier Airway Bill 3309065478		35 00
			£ 138 75

E
111037

SHIPPING MARKS

CASE OR SALE No., WEIGHTS & MEASUREMENTS

WE HEREBY CERTIFY THE ABOVE DETAILS

Apr 19 02 01:24p

GAPORDIS H&B

3054688363

P. 6

GOODS AND OF

ORIGIN.

FARCO (UK) LTD
FARCO (UK) LTD.

REGISTERED OFFICE ACRE HOUSE, 11-15 WILLIAM ROAD, LONDON NW1 3ER

VAT REG No 318 5019 89

MITCHELL INT'L. PHARMACEUTICALS LTD.

UNIT 7, KINGSTON HOUSE ESTATE,
PORTSMOUTH ROAD, THAMES DITTON,
SURREY KT6 5QG. ENGLAND.

Tel: 0181-398 8833.

Fax: 0181-398 3710.

INVOICE

(Vat Reg No. 608 8182 26)

INVOICE: JOCKEY CORPORATION,
212228 HARBOUR WAY,
UNIT 251,
NORTH MIAMI BEACH,
FLORIDA 33180, U.S.A.

DELIVER TO: AS ADDRESS.

DATE:	08/10/96	INVOICE NUMBER:	96/EX/190
SHIPPED FROM:	UK PORT	OUR ORDER NUMBER	
SHIPPED TO:	MIAMI	YOUR ORDER NUMBER:	VERBAL.
METHOD OF SHIPMENT:	SEA FREIGHT	PAYMENT TERMS:	AS AGREED.
SHIPPING MARKS:	AS ADDRESS	DESPATCH DATE:	

QTY.	DESCRIPTION	PER	U/PRICE	AMOUNT
				US DOLLARS
	1 X 20 FCL CONTAINING:			
5280	ROLLS OMIC GEL. (88 CTNS X 600)	ROLL	5.75	30,360.00
125	CTNS X 144 X 80GM RENUE SOAP.	CTN	38.00	4,750.00
110	CTNS X 144 X 80GM STAINLESS SOAP.	CTN	38.00	4,180.00
50	CTNS X 144 X 50GM PRECIOUS CREAM.	CTN	60.00	3,000.00
149	CTNS X 144 X 50GM JAMBO SKIN CREAM.	CTN	60.00	8,940.00
279	CTNS X 144 X 80GM JAMBO SPA.	CTN	38.00	10,602.00
10	CTNS X 72 JAMBO SPOTLESS CREAM.	CTN	155.00	1,550.00
				Total Ex Works.
				63,382.00
				Plus FOB Charges
				Plus Freight Charges
				Total C&F Miami
				63,382.00

**RESPONDENT'S
EXHIBIT**

7

3/29/03

Io

MITCHELL INT'L. PHARMACEUTICALS LIMITED.

UNIT 7, KINGSTON HOUSE ESTATE,
PORTSMOUTH ROAD, THAMES DITTON,
SURREY KT6 5QG. ENGLAND.

Tel: 0181-398 8833.
Fax: 0181-398 3710.

INVOICE

(Vat Reg No. 608 8182 26)

INVOICE: JOCKEY CORPORATION
159TH STREET
MIAMI
FLORIDA 33169.
USA

DELIVER TO: AS ADDRESS

DATE:	14/02/97	INVOICE NUMBER:	97/EX/003
SHIPPED FROM:	UK PORT	OUR ORDER NUMBER	
SHIPPED TO:	MIAMI	YOUR ORDER NUMBER:	VERBAL
METHOD OF SHIPMENT:	SEA FREIGHT	PAYMENT TERMS:	AS AGREED.
SHIPPING MARKS:	AS ADDRESS	DESPATCH DATE:	

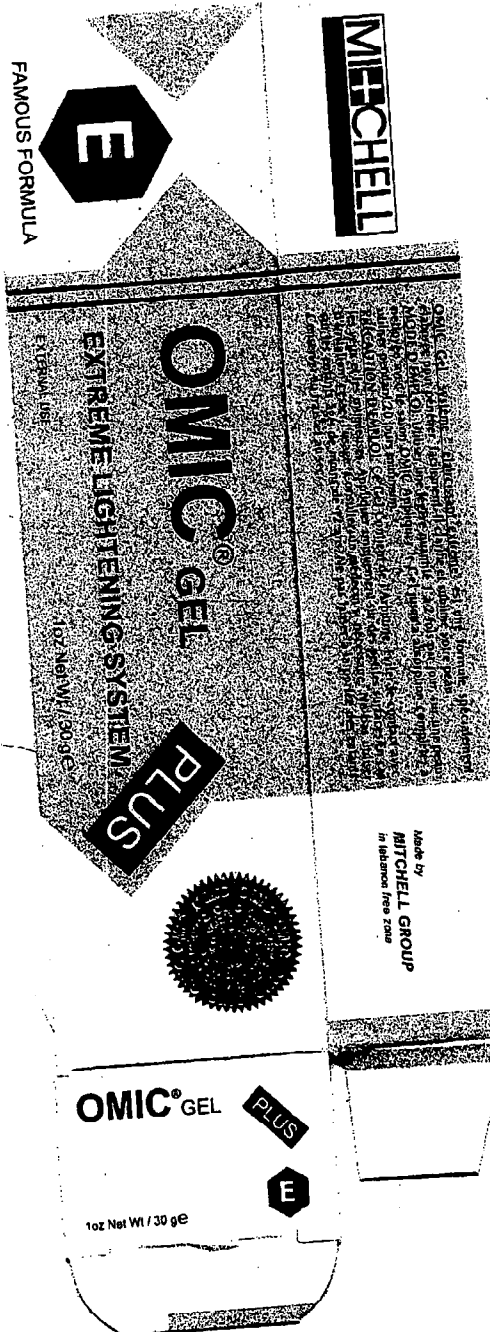
QTY.	DESCRIPTION	PER	U/PRICE	AMOUNT
	<u>1 X 20 FCL CONTAINING:</u>			
1050	CTNS X 144 X 80GM MOVATE SOAP.	CTN	\$38.00	\$39,900.00
191	CTNS X 144 X 80GM EVANS SOAP.	CTN	\$38.00	\$7,258.00
50	CTNS X 144 X 50GM OMIC CREAM.	CTN	\$75.00	\$3,750.00
	<u>THE ABOVE GOODS WERE LOADED INTO:</u>			
	CONTAINER NO: SENU 200705/0.			
	SEAL NO: A233033.			
	VESSEL: "HONG KONG SENATOR"			
	<u>ALL CHARGES COLLECT.</u>			
Sub Total				\$50,908.00
Plus FOB Charges.				
Plus Freight Charges.				
Total EX Works.				\$50,908.00

RESPONDENT'S
EXHIBIT

8

3/29/05

To



RESPONDENT'S
EXHIBIT
9
3/29/05 40

5'008420"313439

FAMOUS FORMULA

OMIC® GEL
SYSTEME EXTREME
ECLAIRCISSEMENT

CHANGE

- Mőznet WC/30 gr

PLUS

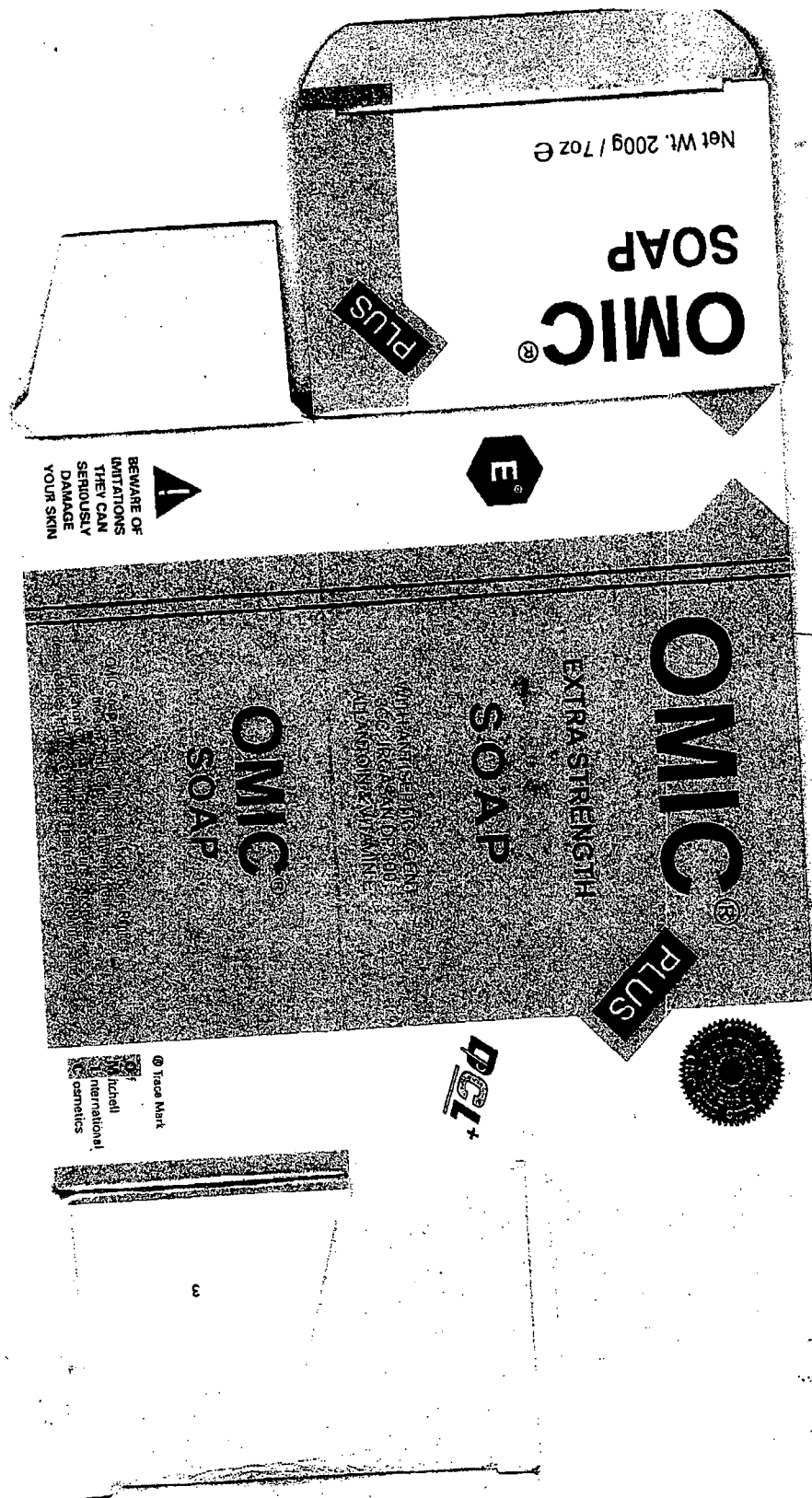
THE

® Trade Mark

**O'f
Mitchell
International
Cosmetics**

INGREDIENTS:
Monopropylene Glycol, EDTA,
Carbomer*, Ethyl Paraben,
Methyl Paraben, Propyl
Paraben, Butyl Paraben,
Phenoxyethanol, BHT,
* ARBUTINE COMPLEX *

140904



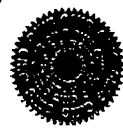
Net Wt. 200g / 7oz e

OMIC[®]
PLUS
SOAP



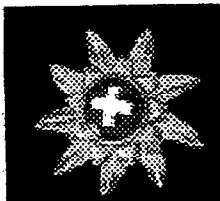
BEWARE OF
IMITATIONS
THEY CAN
SERIOUSLY
DAMAGE
YOUR SKIN

OMIC[®]
PLUS
EXTRA STRENGTH
SOAP



PGL⁺

© Trade Mark
M. Michel
International
Cosmetics



Mitchell Cosmetics Inc.

4686 NW 74th
Miami, FL 33166
(305) 468 8900 fax (305) 468 8363

Invoice No. Miami 01

INVOICE

Customer

Name Continental Cosmetics
Address 650 West Ave
City Miami State FL ZIP 33139
Country USA

Date Dec13 1998
Order No. Four
Rep House
FOB Geneva

Qty	Description	Unit Price	TOTAL
50	Cases x 600 x 30g Omic MLS Gel	360.00	\$ 18000.00

Payment Details

- ☒ Cash
☐ Letter of Credit
☐ Credit Card

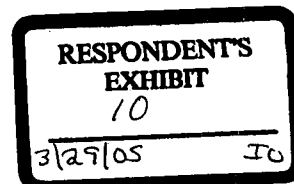
Name _____
CC # _____
Expires _____

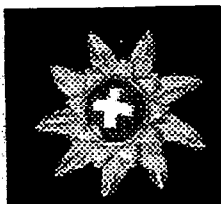
SubTotal	\$ 18000.00
Shipping & Handling	
Taxes State	\$0.00
TOTAL	\$ 18000.00

Office Use Only

*Representing Laboratoires Dermatologiques Mitchell ~ B.P 59 ~ Cologne
~ Suisse ~*

Recherche En Dermatologie Depuis 1972





Mitchell Cosmetics Inc.

4686 NW 74th
Miami, FL 33166
(305) 468 8900 fax (305) 468 8363

Invoice No. Hai201-1

INVOICE

Customer

Name Haiti Plastics
Address 3600 NW South River Drive
City Miami State FL ZIP 31142
Country USA

Date 4/4/1999
Order No. One
Rep Eddy
FOB Miami

Qty	Description	Unit Price	TOTAL
500	X 72 X 50G Omic cream	\$32.00	\$16,000.00
500	X 72 X 50G Cora cream	\$37.00	\$18,500.00
500	x 144 x 80g Omic soap E Formula	\$26.00	\$13,000.00
500	x 144 x 80g Cora soap	\$26.00	\$13,000.00
Payment 25% In advance 25% on shipment from European Port 50% on delivery of goods in Miami			

Payment Details

- ☐ Cash
☒ Letter of Credit
☐ Credit Card

Name _____
CC # _____
Expires _____

SubTotal	\$60,500.00
Shipping & Handling	
Taxes State	\$0.00
TOTAL	\$60,500.00

Office Use Only

*Representing Laboratoires Dermatologiques Mitchell ~ B.P 59 ~ Cologny
~ Suisse ~*

Recherche En Dermatologie Depuis 1972

RESPONDENT'S
EXHIBIT

//
3/29/05 70

MITCHELL COSMETICS S.à.r.l.

Case postale 59, 1223 Cologny,
Geneva-Switzerland.

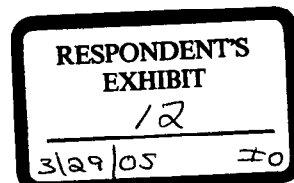
INVOICE

DATE: May 3rd, 2001
NUMBER: MCI/cr/108

INVOICE TO:
Mitchell Cosmetics Inc.
4686 N. W. 74th Avenuc,
Miami, Florida
FL 33166 USA

<u>Job No.</u>	<u>Quantity in Cartons</u>	<u>Description</u>	<u>Price per piece (US\$)</u>	<u>Price per carton (US\$)</u>	<u>Total Value (US\$)</u>
	252 cartons ✓	Neoprosone cream Packed: 144Pcs X 50g Per carton		60.-	15'120.-
	150 cartons ✓	M cream Packed: 144Pcs X 50g Per carton		60.-	9'000.-
	102 cartons ✓	Omic cream Packed: 144Pcs X 50g Per carton		60.-	6'120.-
	251 cartons	HQ cream Packed: 144Pcs X 50g Per carton		60.-	15'060.-
	199 cartons ✓	Regge Lemon cream Packed: 144Pcs X 50g Per carton		60.-	11'940.-
					Total net value: 57'240.-

ORIGINAL



Mitchell Cosmetics SARL

Case Postale 59
Geneve, suisse 1223 Cologny

Invoice No.

8543

INVOICE

Customer

Name Mitchell Cosmetics Inc.
Address 4686 NW 74th Avenue
City Miami State FL ZIP 33166
Country USA

Date 7/25/2001
Order No. _____
Rep _____
FOB Miami

Qty	Description	Unit Price	TOTAL
250	x600 Omic Gel	\$150.00	\$37,500.00
	Goods of Swiss Origin Shipped on board MV Karina B/L 4075 SEAL: 303103 / ECMO: 10314416		

Payment Details

- ☒ Cash
☐ Letter of Credit
☐ Credit Card

Name _____
CC # _____
Expires _____

SubTotal	\$37,500.00
Shipping & Handling	\$0.00
Taxes State	\$0.00
TOTAL	\$37,500.00

Office Use Only

*Representing Laboratoires Dermatologiques Mitchell ~ B.P 59 ~ Cologny
~ Suisse ~*

RESPONDENT'S
EXHIBIT

13

3/29/05

IO

SHIPPER

MITCHELL COSMETICS INC.
C/O SOCOMARE
BEIRUT / LEBANON

BILL OF LADING ORIGINAL

Vge :

B/L No 4025

BR1/002069

** ORIGINAL **



FEEDER ASSOCIATE SYSTEMS

S.A.R.L. au Capital de 200 000 francs.



R.C.B. 394 199 129

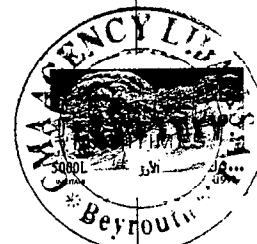
2, Quai d'Arenc 13002 MARSEILLE. FRANCE

Phone: 04 91 14 08 00

Fax: 04 91 14 08 08 - Télex: 400 006 FASFEED

OR 1204089

PRE CARRIAGE BY*	PLACE OF RECEIPT*	FREIGHT TO BE PAID AT	NUMBER OF ORIGINAL Bs/L		
		BEIRUT	THREE (3)		
INTENDED VESSEL	PORT OF LOADING	PORT OF DISCHARGE	FINAL PLACE OF DELIVERY*		
KAR	BEIRUT	MIAMI (FLORIDE)	*****		
MARKS AND SEALS NOS	NO AND KIND OF PACKAGES	DESCRIPTION OF PACKAGES AND GOODS AS STATED BY SHIPPER SHIPPER'S STOW LOAD AND COUNT	GROSS WEIGHT CARGO	TARE	MEASUREMENT
ECHU 103144/6 SEAL:360103	20' FCL STANDARD	1X20' FCL/FCL SAID TO CONTAIN: 250 CARTONS HAND CREAM CARGO GROSS WEIGHT AS DECLARED BY THE SHIPPER KGS. 6.625 CUSTOMS SEAL:98434 FREIGHT TO BE PREPAID FREE IN/FREE OUT " ON BOARD "	6.625	2.140	
					
Weight in Tonnes.		ABOVE PARTICULARS DELARED BY SHIPPER. CARRIER NOT RESPONSIBLE.	6.625	2.140	



62 CONTAINERS DEMURRAGES AND DETENTION CHARGES AT DESTINATION
AS PER LINE'S TARIFF PAYABLE BY RECEIVERS.
2 SHIPPERS STOW, LOAD AND COUNT
5 FCL
1 SAID TO CONTAIN
77 T H C AT DESTINATION PAYABLE BY CONSIGNEES AS PER LINE/PORT
TARIFF

RECEIVED by the Carrier from the shipper in apparent good order and condition (unless otherwise noted herein) the total numbers or quantity of Containers or other packages or units indicated above stated by the shipper to comprise the cargo specified above for transportation subject to all the terms hereof (including the terms on page one) from the place of receipt or the port of loading, whichever applicable, to the port of discharge or the place of delivery, whichever applicable.

Delivery of the Goods will only be made on payment of all Freight and charges. On presentation of this document (duly endorsed) to the Carrier, by or on behalf of the holder, the rights and liabilities arising in accordance with the terms hereof shall (without prejudice to any rule of common law or status rendering them binding upon the shipper, holder and Carrier) become binding in all respects between the Carrier and Holder as though the contract contained herein or evidenced hereby had been made between them.

All claims and disputes arising under or in connection with this bill of lading shall be determined by the courts of MARSEILLE at the exclusion of the courts of any other country.

In witness whereof three (3) original /Bills of Lading unless otherwise stated above have been issued, one of which being accomplished, the others to be void.

(OTHER TERMS AND CONDITIONS OF CONTRACT ON PAGE ONE)

PLACE AND DATE OF ISSUE

BEIRUT 2010/7/01

SIGNED FOR THE CARRIER

CMA AGENCEY LIBAN S.A.L.

23-JUL-2001 13:20

CARNI S.A. GENEVE

41 22 736 91 30 P.05
JUL 23 2001 12:51PM M1

PAGE 1/107

250 CARTONS : OMIC

BILL OF LADING ORIGINAL

Vgo

4075

B/L No

8217002089

MITCHELL COSMETICS INC.
C/O SOCONARE
BEIRUT / LEBANON

** ORIGINAL **

fas

FEEDER ASSOCIATE SYSTEMS
S.A.R.L. au Capital de 200 000 francs.

R.C.B. 394 199 129

2, Quai d'Arsene 13002 MARSEILLE, FRANCE
Phone: 04 91 14 08 00

Fax: 04 91 14 08 08 - Telex: 400 006 FASFEED

OR 1204089

NOTES: HADY CARRIER NOT TO BE RESPONSIBLE FOR FAILURE TO NOTIFY

MITCHELL COSMETICS INC.
4686 N. W. 74TH AVENUE
MIAMI - FL 33166 USA

PLACE OF RECEIPT		FREIGHT TO BE PAID AT		NUMBER OF ORIGINAL B/L	
BEIRUT		BEIRUT		THREE (3)	
PORT OF LOADING		PORT OF DISCHARGE		FINAL PLACE OF DELIVERY	
BEIRUT		MIAMI / FLORIDA			
MARKS AND SEALS NO	NO AND KIND OF PACKAGES	DESCRIPTION OF PACKAGES AND GOODS AS STATED BY SHIPPER SHIPPER'S SIGNATURE AND SEAL	GROSS WEIGHT (KGS)	TARE	MEASUREMENT
SCHE 10014376 SEAL: 380103	20' FCL STANDARD	1X20' FCL/FCL SAID TO CONTAIN: 250 CARTONS HAND CREAM CARGO GROSS WEIGHT AS DECLARED BY THE SHIPPER KGS. 6.625 CUSTOMS SEAL: 11434 FREIGHT TO BE PREPAID FREE IN/FREE OUT ON BOARD	6.625	2.140	
ABOVE PARTICULARS DECLARED BY SHIPPER. CARRIER NOT RESPONSIBLE.			6.625	2.140	

60 CONTAINERS DEDUCTIONS AND DETENTION CHARGES AT DESTINATION
AS PER LINE'S TARIFF PAYABLE BY RECEIVERS.
2 SHIPPERS STOW, LOAD AND COUNT
1 FCL
1 SAID TO CONTAIN
1 F M C AT DESTINATION PAYABLE BY CONSIGNEES AS PER LINE/PORT
TARIFF

RECEIVED by the Carrier from the shipper in apparent good order and condition (unless otherwise noted herein) the exact numbers or quantity of Containers or other packages or units indicated above stated by the shipper to comprise the cargo specified above for transportation subject to all the terms hereof (including the terms on page one) from the place of receipt at the port of loading, whichever applicable, to the port of discharge or the place of delivery, whichever applicable.

Delivery of the Goods will only be made on payment of all Freight and charges. On presentation of this document (duly endorsed) to the Carrier, by or on behalf of the holder, the rights and liabilities arising in accordance with the terms hereof shall (without prejudice to any rule of common law or status rendering them binding upon the shipper, holder and Carrier) become binding in all respects between the Carrier and Holder as though the contract contained herein or evidenced hereby had been made between them.

All claims and disputes arising under or in connection with this bill of lading shall be determined by the courts of MARSEILLE at the exclusion of the courts of any other country.

In witness whereof three (3) original bills of Lading unless otherwise stated above have been issued, one of which being accomplished, the others to be void.

(OTHER TERMS AND CONDITIONS OF CONTRACT ON PAGE 1 AND 2)

PLACE AND DATE OF ISSUE

BEIRUT 20/07/01

SIGNED FOR THE CARRIER

CMA AGENCY LEBAN S.A.L.

SIGNED FOR THE SHIPPER

23-JUL-2001 13:05

01443333

93%

P.01

TOTAL P.05

M.I.C.L

P.O.Box 115-61 Viictoria Road
Surbiton-Surrey, England KT64JK
0208-390-0909 fax: 0208-390 9985



Invoice No. LIM/008613

INVOICE**Customer**

Name Gapardis Health & Beauty Inc.d/b/a The Mitchell Group
Address 4686 NW 74th Avenue
City Miami State FL ZIP 33166
Phone 786 402 9200

Date 6/17/2002
Order No. 007
Rep MICHEL
FOB Miami

Qty	Description	Unit Price	TOTAL
251	Cases of Hot Movate Gel Cream 144*50 gr OTC#535	\$57.60	\$14,457.60
456	Cases of Perfumed Soap 144*80 gr	\$20.00	\$9,120.00
206	Cases of Perfumed Soap 144*200 gr	\$23.04	\$4,746.24
250	Cases of Neoprosone Cream 144*50 gr OTC#532	\$57.60	\$14,400.00
1163 CASES GOODS FROM SWISS FRENCH AND ENGLISH ORIGIN			

Payment Details

- ☒ Cash
☐ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

SubTotal	\$42,723.84
Shipping & Handling	\$0.00
Taxes State	
TOTAL	\$42,723.84

CONTAINER ECMU 115236/6
12914 TONNES
SEAL 1109800

RESPONDENT'S
EXHIBIT

14

3129105

TO

Mitchell Cosmetics

Date: 17.05.2002

MM. MITCHELL GROUP
4686 N.W. 74TH AVENUE
MIAMI, FL 33166 (U.S.A)
Tel: (305) 468 8900

PACKING LIST

QTY.	ARTICLE
Cartons	
	<u>HAND CREAM TUBES</u>
250	NEOPROSONE CREAM 50 grs.
251	HOT MOVATE GEL CREAM 50 grs.
801	
	<u>TOILETRIES</u>
436	OMIC PLUS BLUE SOAP 80 grs.
206	CORA SOAP 200 grs.
662	
1,163	TOTAL CARTONS

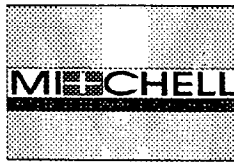
CONTAINER N° BCMU 115236/6

ATTN. MICHEL

LES CONNAISSEMENTS ORIGINAUX ONT ÉTÉ
ENVOYÉS CE MATIN PAR FEDERAL EXPRESS -
LE BÂTEAU EST PREVU A MIAMI LE 30.06.02 -

M.I.C.L

P.O.Box 115-61 Viictoria Road
Surbiton-Surrey, England KT64JK
0208-390-0909 fax: 0208-390 9985



Invoice No. LIM/008613

INVOICE**Customer**

Name Gapardis Health & Beauty Inc.d/b/a The Mitchell Group
Address 4686 NW 74th Avenue
City Miami State FL ZIP 33166
Phone 786 402 9200

Date 6/13/2002
Order No. 007
Rep MICHEL
FOB Miami

Qty	Description	Unit Price	TOTAL
501	Cases of Hand cream 144*50 gr	\$57.60	\$28,857.60
456	Cases of Perfumed Soap 144*80 gr	\$20.00	\$9,120.00
206	Cases of Perfumed Soap 144*200 gr	\$23.04	\$4,746.24
1163 CASES GOODS FROM SWISS FRENCH AND ENGLISH ORIGIN			

Payment Details

- ☒ Cash
☐ Check
☐ Credit Card

Name _____
CC # _____
Expires _____

SubTotal	\$42,723.84
Shipping & Handling	\$0.00
Taxes	
State	
TOTAL	\$42,723.84

CONTAINER ECMU 115236/6
12914 TONNES
SEAL 1109800

RESPONDENT'S
EXHIBIT

15

3/27/03

IO

Mitchell Cosmetics

Date: 17.05.2002

MM. MITCHELL GROUP
4686 N.W. 74TH AVENUE
MIAMI, FL 33166 (U.S.A)
Tel: (305) 468 8900

PACKING LIST

Received in NY

QTY.	ARTICLE
Cartons	
	HAND CREAM TUBES 36000
250 ✓	NEOPROSONE CREAM 50 grs. 0,40 36144
251 ✓	HOT MOVATE GEL CREAM 50 grs. 0,40
501	
	TOILETRIES
456 ✓	OMIC PLUS BLUE SOAP 80 grs. 0,16 65664
206 ✓	CORA SOAP 200 grs. 0,63889 7416
662	
1,163	TOTAL CARTONS

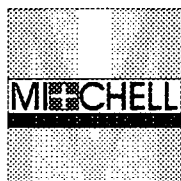
OK →

OK →

CONTAINER N° ECMU 115236/6

ATTN. MICHEL

LES CONNAISSEMENTS ORIGINAUX ONT ÉTÉ
ENVOYÉS CE MATIN PAR FEDERAL EXPRESS -
LE BÂTEAU EST PREVU A MIAMI LE 30.06.02 -



M.I.C.L

Invoice No.

3

INVOICE

Customer

Name Continental Toiletry Manuf. Inc. (*Mitchell Group*)
Address 3240 NW 72nd
City Miami State FL ZIP 33122
Phone

Date 4/11/2002
Order No. 02202
Rep House
CIF Miami

Qty	Description	Unit Price	TOTAL
19	Cases Omic soap	\$23.04	\$437.76
201	Cases Germicida 1% cream 144 x 50g	\$57.60	\$11,577.60
150	Cases Lexus Cream 144 x 50gr	\$57.60	\$8,640.00
250	Cases Omic Cream 144 x 50gr	\$57.60	\$14,400.00
100	Cases Regge Lemon Cream 144 x 50gr	\$57.60	\$5,760.00
83	Clear Fashion Sun Block 200g (48pcs)	\$72.00	\$5,976.00
<hr/>			
<u>803</u>	Container No ECMU 130910/0 Seal 1110046		
<hr/>			
SubTotal			\$46,791.36
Shipping & Handling			\$0.00
State			
TOTAL			\$46,791.36

Payment Details

- ☒ Cash
☐ Check
☐ L/c

UNIT 8/9 SURBITON BUSINESSCENTER Surbiton Surrey KT6 4JL United Kingdom

**RESPONDENT'S
EXHIBIT**163/29/05IO

SHIPPER'S

BILL OF LADING

V216
B/L 102611
LPL/102611M.I.C.L.
BOX 115.
61, VICTORIA ROAD,
SURREBITON.

CON. KEY KT6 43X. U.K.

TO ORDER

NOTIFY PARTY, CARRIER NOT TO BE RESPONSIBLE FOR FAILURE TO NOTIFY

M.I.C.L. (0017854029200)



The French Line

CMA CGM Société Anonyme au Capital de 175 000 000 Euros
Head office: 4, quai d'Arenç - 13002 Marseille - France
Tel: (33) 4 91 39 30 00 - Fax: (33) 4 91 39 30 95 - Telex: 401 667 F
B 562 024 422 R.C.S. Marseille

C

PRE CARRIAGE BY*	PLACE OF RECEIPT*	FREIGHT TO BE PAID AT	NUMBER OF ORIGINAL BS/L		
		LIVERPOOL	THREE (3)		
OCEAN VESSEL	PORT OF LOADING	PORT OF DISCHARGE	FINAL PLACE OF DELIVERY*		
SEALAND INTEGRITY	MALTA	MIAMI			
MARKS AND NOS. CONTAINER AND SEALS	NO AND KIND OF PACKAGES	DESCRIPTION OF PACKAGES AND GOODS AS STATED BY SHIPPER SHIPPER'S STOW LOAD AND COUNT	GROSS WEIGHT CARGO	TARE	MEASUREMENT
ECMU 130910/0 SEAL:1110046	20' FCL STANDARD	1 X 20FT CONTAINER STC 803 CTNS. TOILETRIES *FREIGHT PREPAID* *SHIPPED CLEAN ON BOARD AT MALTA* SEALAND INTEGRITY 18.04.02 CMA CGM (UK) LTD	8.441	2.200	
Weight in Kgs			8.441	2.200	

COPY NON NEGOTIABLE

- 58 CONTAINERS DEMURRAGES AND DETENTION CHARGES AT DESTINATION
AS PER LINE'S TARRIFF PAYABLE BY RECEIVERS.
2 SHIPPERS STOW, LOAD AND COUNT
3 / FCL
1 SAID TO CONTAIN
77 T H C AT DESTINATION PAYABLE BY CONSIGNEES AS PER LINE/PORT
TARIFF

RECEIVED by the Carrier from the shipper in apparent good order and condition (unless otherwise noted herein) the total numbers or quantity of Containers or other packages or units indicated above stated by the shipper to comprise the cargo specified above for transportation subject to all the terms hereof (including the terms on page one) from the place of receipt or the port of loading, whichever applicable, to the port of discharge or the place of delivery, whichever applicable.

Delivery of the Goods will only be made on payment of all Freight and charges. On presentation of this document (duly endorsed) to the Carrier, by or on behalf of the holder, the rights and liabilities arising in accordance with the terms hereof shall (without prejudice to any rule of common law or statutes rendering them binding upon the shipper, holder and Carrier) become binding in all respects between the Carrier and Holder as though the contact contained herein or evidenced hereby had been made between them.

All claims and disputes arising under or in connection with bill of lading shall be determined by the courts of MARSEILLE at the exclusion of the courts of any other country.

In witness whereof three (3) original Bills of lading unless otherwise stated above have been issued, one of which being accomplished, the others to be void.

(OTHER TERMS AND CONDITIONS OF CONTRACT ON PAGE ONE)

IMPRIMERIE SAFI - 67800 BISCHHEIM - 11/99

PLACE AND DATE OF ISSUE

LIVERPOOL 18/04/02

SIGNED FOR THE CARRIER

CMA CGM (UK) LIMITED LIVERPOOL

Date: 25.03.2002

PACKING LIST

Qty	ARTICLE
Cartons	
✓ 19	OMIC SOAP
✓ 201	CONTIFARMA 1% (1 Carton = 6 x 12)
✓ 150	LEXUS CREAM 50grs.
✓ 250	OMIC CREAM 50grs.
✓ 100	REGGE LEMON CREAM 50grs.
83	SUN BLOC (Clear Fashion) 200grs. (48 pcs./carton)
803	TOTAL CARTONS

PS: Container N° BCMU 130910/0

SEAL: 1110046

MITCHELL COSMETICS SARL
BOITE POSTALE 59
COLOGNY GENEVE - SWITZERLAND
TEL.: 011 41 22 736 7701

Invoice No.

104

INVOICE

Customer

Name MITCHELL GROUP, INC (COSMETICAL)
Address 6844 N.W. 77 COURT
City MIAMI State FL ZIP 33166
Phone Tel.: (305) 468-8900

Misc

Date 5/29/2003
Order No.
Rep
FOB

Qty	Description	Unit Price	TOTAL
3600	CAROTIS SOAP 36 pcs x 200 gr	\$ 0.50	\$ 1,800.00
14400	OVAL SOAP 144 pcs x 80 gr	\$ 0.16	\$ 2,304.00
14400	REGGE LEMON SOAP 144 pcs x 80 gr	\$ 0.16	\$ 2,304.00
14400	PRECIOUS SOAP 144 pcs x 80 gr	\$ 0.16	\$ 2,304.00
14400	LEXUS SOAP 144 pcs x 80 gr	\$ 0.16	\$ 2,304.00
7200	LEXUS COCOA BUTTER SOAP 144 pcs x 100 gr <i>new item/cost?</i>	\$ 0.16	\$ 1,152.00
14400	HOT MOVATE SOAP 144 pcs x 80 gr	\$ 0.16	\$ 2,304.00
14400	MERCURY SOAP 144 pcs x 80gr	\$ 0.16	\$ 2,304.00
12384	OMIC (PINK) SOAP 144 pcs x 80 gr	\$ 0.16	\$ 1,981.44
28800	BODY CLEAR SOAP 144pcs x 100 gr <i>is it Royal body soap?</i>	\$ 0.16	\$ 4,608.00
14400	CORA SOAP 144 pcs x 80 gr	\$ 0.16	\$ 2,304.00
14400	NEOPROSONE SOAP 144 pcs x 80 gr	\$ 0.16	\$ 2,304.00
TOTAL CARTONS 1236			
		SubTotal	\$ 27,973.44
		Shipping	
		TOTAL	\$ 27,973.44

Payment

Select One...

Tax Rate(s)

Comments

Name

CC #

Expires

Office Use Only

RESPONDENT'S
EXHIBIT

17

3/29/05

10

BILL OF LADING ORIGINAL

*** ORIGINAL ***



The French Line

CMA CGM Société Anonyme au Capital de 175 000 000 Euros
Head office: 4, quai d'Arenç - 13002 Marseille - France
Tel: (33) 4 91 39 30 00 - Fax: (33) 4 91 39 30 95 - Telex: 401 667
B 562 024 422 R.C.S. Marseille

OR LB 1003970

PRE CARRIAGE BY*		PLACE OF RECEIPT*		FREIGHT TO BE PAID AT		NUMBER OF ORIGINAL B/L	
		BEIRUT				THREE (3)	
INTENDED VESSEL		PORT OF LOADING		PORT OF DISCHARGE		FINAL PLACE OF DELIVERY	
KARINA		BEIRUT		KINGSTON - JAMAICA		*****	
AND SEALS NOS	NO AND KIND OF PACKAGES	DESCRIPTION OF PACKAGES AND GOODS AS STATED BY SHIPPER SHIPPER'S STOW, LOAD AND COUNT			GROSS WEIGHT CARGO	TARE	MEASURE/CONTENT
TRLU 226155/1 SEAL: 2347377	22GO FCL DRY/CLOSED	1X20' FCL/FCL SAID TO CONTAIN: 1236 CARTONS SOAP CARGO GROSS WEIGHT AS DECLARED BY THE SHIPPER KGS. 16.551 CUSTOMS SEAL: 4729 FREIGHT TO BE PREPAID FREE IN/FREE OUT ON BOARD			16551,000	2100,000	38,340
Weight in Kgs.		ABOVE PARTICULARS DECLARED BY SHIPPER, CARRIER NOT RESPONSIBLE...			16551,000	2100,000	38,340

84 GROUND RENT/STORAGES COSTS AT P O D FOR CONSIGNEE'S ACCOUNT
ACCORDING TO PORT RATES.
65 CONTAINERS DEMURRAGES AND DETENTION CHARGES AT DESTINATION
AS PER LINE'S TARIFF PAYABLE BY RECEIVERS.
1 SAID TO CONTAIN
2 SHIPPERS STOW, LOAD AND COUNT
3 FCL
77 T H C AT DESTINATION PAYABLE BY CONSIGNEES AS PER LINE/PORT
TARIFF

«In consideration of the conditions of loading operations in this port the carrier expressly makes reason as in the sense that he has taken reasonable means to verify figures and the information contained in the bill of lading in virtue of shipper's declaration».

«Loaded and tallyed by shipper, container sealed by shipper that must contain what has been expressly declared by him».

RECEIVED by the Carrier from the shipper in apparent good order and condition (unless otherwise noted herein) the total numbers or quantity of Containers, other packages or units indicated above stated by the shipper to compose the cargo specified above for transportation subject to all the terms hereof (including the terms on page one) from the place of receipt or the port of loading, whichever applicable, to the port of discharge or the place of delivery, whichever applicable.

Delivery of the Goods will only be made on payment of all Freight and charges. On presentation of this document (duly endorsed) to the Carrier, by or on behalf of the holder, the rights and liabilities arising in accordance with the terms hereof shall (without prejudice to any rule of common law or status rendering them binding upon the shipper, holder and Carrier) become binding in all respects between the Carrier and Holder as though the contract contained herein had been evidenced hereby had been made between them.

All claims and disputes arising under or in connection with this bill of lading and to be determined by the courts of MARSEILLE or the exclusion of the courts of any other country.

In witness whereof three (3) original Bills of Lading unless otherwise stated above have been issued, one of which being accomplished, the others to be void.

(OTHER TERMS AND CONDITIONS OF CONTRACT ON PAGE ONE)

PLACE AND DATE OF ISSUE BEIRUT 29/05/2003

SIGNED FOR THE CARRIER

MERIT SHIPPING
House agents for the carrier CMA CGM

SIGNED FOR THE SHIPPER

TO BE USED ONLY WHEN THIS DOCUMENT IS USED AS A COMBINED TRANSPORT BILL OF LADING

BY: R. SOLH SQUARE, LESSELY BLVD

AS AGENT

(1 CONTAINER 20' TO JAMAICA)
(1236 CARTONS)

PACKING LIST

QUANTITY CARTON	DESCRIPTION OF GOODS		
100	CAROTIS SOAP	Piece	36 pcs x 200gr / Carton
100	TOPICLEAR SOAP	Piece	144 pcs x 80gr / Carton
100	REGGE LEMON SOAP	Piece	144 pcs x 80gr / Carton
100	PRECIOUS SOAP	Piece	144 pcs x 80gr / Carton
100	LEXUS "MEDICATED" SOAP	Piece	144 pcs x 80gr / Carton
50	LXUS COCOA BUTTER SOAP	Piece	144 pcs x 100gr /Carton
100	HOT MOVATE SOAP	Piece	144 pcs x 80gr / Carton
100	MERCURY SOAP	Piece	144 pcs x 80gr / Carton
86	OMIC (PINK) SOAP	Piece	144 pcs x 80gr / Carton
200	BODY CLEAR SOAP	Piece	144 pcs x 100gr /Carton
100	CORA SOAP	Piece	144 pcs x 80gr / Carton
100	NEOPROSONE SOAP	Piece	144 pcs x 80gr / Carton
TOTAL CARTONS			
1,236			

PCI+

COMPOSITION:
100 g contienent:
Fluocinonide 0,025 g
Excipient q.s.

MIN. SALUTE (Aut. Export)
Art. 27, Legge 21.12.1999, n. 520

Acting as anti-inflammatory,
anti-itching, antipruritic. It is
particularly indicated in treat-
ments of the most resistant
dermatoses.
VAT 00119160 MONSTER
Keep in a cool dry place

PLUS

OMIC[®] GEL

TUBE DE 30 g

"Usage externe"

008420 313435



Trade Mark

AST03

RESPONDENT'S EXHIBIT	
18	
3/29/05	70

Il agit comme anti-inflammatoire, anti-allergique, antiprurigineux et il est particulièrement indiqué au traitement des dermatoses les plus résistantes.
VALUTHE 60 ALLOIS
"Conserver en un lieu frais et sec"

PLUS

OMIC® GEL

TUBE OF 30 g

"External Use"

Off. Prod.
ESAPARMA srl
MELZO (Milan)
ITALY

COMPOSITION:
100 g contain:
Fluocinonide 0.025 g
Excipient q.s.

MIN. SALUTE (Aut. Export)
Art. 27, Legge 21.12.1959 n. 156

OMIC® GEL
Batch N.
Mfg. d.:
Exp. d.:
TUBE OF 30 g



PLUS

ORIGINAL
ESAPARMA
MILAN ITALY



Trade Mark

OMIC® GEL

Batch N.
Mfg. d.:
Exp. d.:

TUBE OF 30 g

PLUS

